

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 12 - SB 951

February 23, 2021

SUMMARY OF ORIGINAL BILL: Creates “April’s Law,” which adds engaging in sexual contact with a corpse to the offense of abuse of a corpse. Requires persons convicted of engaging in sexual contact with a corpse to register pursuant to the *Tennessee Sexual Offender and Violent Sexual Offender Registration, Verification and Tracking Act of 2004* (Act). Requires an arresting officer to ask victims of stalking, domestic abuse, or sexual assault if the victim requests the defendant be required to wear a global positioning monitoring system if released on bond and to enter the victim’s response on the affidavit of complaint. Requires a magistrate setting bond for such offenses to consider the victim’s request.

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (003893): Deletes language from the original bill such that the only substantive change is to remove the requirements for an arresting officer to ask outlined victims if they request the defendant be required to wear a global positioning monitoring system, for an arresting officer to record the victim’s response on the affidavit of complaint, and for a magistrate setting bond to consider the victim’s request.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- This analysis assumes individuals would be convicted of the Class E felony offense of abuse of a corpse in Tenn. Code Ann. § 39-17-312 under current law; therefore, any impact to state incarceration expenditures is estimated to be not significant.
- Any impact to the Tennessee Bureau of Investigation resulting from requiring individuals to register under the Act is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic". The signature is written in a cursive, flowing style.

Bojan Savic, Interim Executive Director

/mj